

## INTERNATIONAL SEARCH REPORT

(PCT Article 18 and Rules 43 and 44)

Applicant's or agent's file reference 17811-028	<b>FOR FURTHER ACTION</b> see Notification of Transmittal of International Search Report (Form PCT/ISA/220) as well as, where applicable, item 5 below.	
International application No. PCT/IB 03/04506	International filing date (day/month/year) 05/09/2003	(Earliest) Priority Date (day/month/year) 06/09/2002
Applicant  EPISOURCE S.A.		

This International Search Report has been prepared by this International Searching Authority and is transmitted to the applicant according to Article 18. A copy is being transmitted to the International Bureau.

This International Search Report consists of a total of 7 sheets.

☒ It is also accompanied by a copy of each prior art document cited in this report.

## 1. Basis of the report

- a. With regard to the **language**, the international search was carried out on the basis of the international application in the language in which it was filed, unless otherwise indicated under this item.

☐ the international search was carried out on the basis of a translation of the international application furnished to this Authority (Rule 23.1(b)).

- b. With regard to any **nucleotide and/or amino acid sequence** disclosed in the international application, the international search was carried out on the basis of the sequence listing :

☐ contained in the international application in written form.

☐ filed together with the international application in computer readable form.

☐ furnished subsequently to this Authority in written form.

☐ furnished subsequently to this Authority in computer readable form.

☐ the statement that the subsequently furnished written sequence listing does not go beyond the disclosure in the international application as filed has been furnished.

☐ the statement that the information recorded in computer readable form is identical to the written sequence listing has been furnished

2. ☐ **Certain claims were found unsearchable** (See Box I).

3. ☐ **Unity of invention is lacking** (see Box II).

4. With regard to the **title**,

☒ the text is approved as submitted by the applicant.

☐ the text has been established by this Authority to read as follows:

5. With regard to the **abstract**,

☒ the text is approved as submitted by the applicant.

☐ the text has been established, according to Rule 38.2(b), by this Authority as it appears in Box III. The applicant may, within one month from the date of mailing of this international search report, submit comments to this Authority.

6. The figure of the **drawings** to be published with the abstract is Figure No.

☒ as suggested by the applicant.

☐ because the applicant failed to suggest a figure.

☐ because this figure better characterizes the invention.

2

☐ None of the figures.

# INTERNATIONAL SEARCH REPORT

International Application No.

PCT/IB 03/04506

**A. CLASSIFICATION OF SUBJECT MATTER**

IPC 7 A61L27/22 A61L27/60 C12N5/00 A61L24/06 C12M1/24

According to International Patent Classification (IPC) or to both national classification and IPC

**B. FIELDS SEARCHED**

Minimum documentation searched (classification system followed by classification symbols)

IPC 7 A61L C12N C12M

Documentation searched other than minimum documentation to the extent that such documents are included in the fields searched

Electronic data base consulted during the international search (name of data base and, where practical, search terms used)

EPO-Internal, WPI Data, PAJ

**C. DOCUMENTS CONSIDERED TO BE RELEVANT**

Category *	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
X	WO 00/25838 A (DELMOTTE YVES ; BELOT NATHALIE (BE); TASIAUX NICOLE (BE); VERMEULEN PI) 11 May 2000 (2000-05-11)  claims 21,27-29,31,45	1-4, 15-24, 28-30, 32-35,37
X	US 5 474 770 A (BROLY HERVE ET AL) 12 December 1995 (1995-12-12) column 2, line 4 - line 23 column 2, line 66 - column 3, line 53 claims 1,9-12,14-16	1-37
A	EP 1 184 040 A (SURFACE CARE GMBH) 6 March 2002 (2002-03-06) claims 1-3,6	1-37
	----- -/-- -----	

☒ Further documents are listed in the continuation of box C.

☒ Patent family members are listed in annex.

\* Special categories of cited documents :

- \*A\* document defining the general state of the art which is not considered to be of particular relevance
- \*E\* earlier document but published on or after the international filing date
- \*L\* document which may throw doubts on priority claim(s) or which is cited to establish the publication date of another citation or other special reason (as specified)
- \*O\* document referring to an oral disclosure, use, exhibition or other means
- \*P\* document published prior to the international filing date but later than the priority date claimed

- \*T\* later document published after the international filing date or priority date and not in conflict with the application but cited to understand the principle or theory underlying the invention
- \*X\* document of particular relevance; the claimed invention cannot be considered novel or cannot be considered to involve an inventive step when the document is taken alone
- \*Y\* document of particular relevance; the claimed invention cannot be considered to involve an inventive step when the document is combined with one or more other such documents, such combination being obvious to a person skilled in the art.
- \*Z\* document member of the same patent family

Date of the actual completion of the international search

10 September 2004

Date of mailing of the international search report

17.09.04

Name and mailing address of the ISA

European Patent Office, P.B. 5818 Patentlaan 2  
NL - 2280 HV Rijswijk  
Tel. (+31-70) 340-2040, Tx. 31 651 epo nl,  
Fax: (+31-70) 340-3016

Authorized officer

Heck, G

# INTERNATIONAL SEARCH REPORT

International Application No

PCT/IB 03/04506

## C.(Continuation) DOCUMENTS CONSIDERED TO BE RELEVANT

Category *	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
X	<p>US 4 845 038 A (BARR STEPHEN M ET AL)  4 July 1989 (1989-07-04)  column 4, line 9 - line 34  claims 1-4</p> <p>-----</p>	38-42

# INTERNATIONAL SEARCH REPORT

International application No.  
PCT/IB 03/04506

## Box I Observations where certain claims were found unsearchable (Continuation of item 1 of first sheet)

This International Search Report has not been established in respect of certain claims under Article 17(2)(a) for the following reasons:

1. ☒ Claims Nos.: —  
because they relate to subject matter not required to be searched by this Authority, namely:  
Although claims 28-37 are directed to a method of treatment of the human/animal body, the search has been carried out and based on the alleged effects of the compound/composition.
2. ☐ Claims Nos.:  
because they relate to parts of the International Application that do not comply with the prescribed requirements to such an extent that no meaningful International Search can be carried out, specifically:
3. ☐ Claims Nos.:  
because they are dependent claims and are not drafted in accordance with the second and third sentences of Rule 6.4(a).

## Box II Observations where unity of invention is lacking (Continuation of item 2 of first sheet)

This International Searching Authority found multiple inventions in this international application, as follows:

see additional sheet

1. ☒ As all required additional search fees were timely paid by the applicant, this International Search Report covers all searchable claims.
2. ☐ As all searchable claims could be searched without effort justifying an additional fee, this Authority did not invite payment of any additional fee.
3. ☐ As only some of the required additional search fees were timely paid by the applicant, this International Search Report covers only those claims for which fees were paid, specifically claims Nos.:
4. ☐ No required additional search fees were timely paid by the applicant. Consequently, this International Search Report is restricted to the invention first mentioned in the claims; It is covered by claims Nos.:

### Remark on Protest

- ☐ The additional search fees were accompanied by the applicant's protest.
- ☒ No protest accompanied the payment of additional search fees.

**FURTHER INFORMATION CONTINUED FROM PCT/ISA/ 210**

Continuation of Box I.1

Although claims 28-37 are directed to a method of treatment of the human/animal body, the search has been carried out and based on the alleged effects of the compound/composition.

-----

Continuation of Box I.1

Claims Nos.: -

Rule 39.1(iv) PCT - Method for treatment of the human or animal body by surgery/therapy

## INTERNATIONAL SEARCH REPORT

Information on patent family members

International Application No

PCT/IB 03/04506

Patent document cited in search report		Publication date	Patent family member(s)	Publication date
WO 0025838	A	11-05-2000	BE 1012536 A3 AU 763443 B2 AU 1467100 A CA 2348904 A1 DE 1124591 T1 EP 1124591 A1 JP 2002528233 T WO 0025838 A1	05-12-2000 24-07-2003 22-05-2000 11-05-2000 07-02-2002 22-08-2001 03-09-2002 11-05-2000
US 5474770	A	12-12-1995	FR 2639958 A1 AT 113071 T DE 68918922 D1 DE 68918922 T2 EP 0373044 A1 ES 2060803 T3	08-06-1990 15-11-1994 24-11-1994 20-04-1995 13-06-1990 01-12-1994
EP 1184040	A	06-03-2002	DE 10041468 C1 AT 252918 T DE 50100859 D1 EP 1184040 A1	07-03-2002 15-11-2003 04-12-2003 06-03-2002
US 4845038	A	04-07-1989	CA 1322149 C DE 3833086 A1 FR 2621048 A1 GB 2210385 A ,B JP 1128780 A US 4939152 A US 5462875 A US 5071766 A	14-09-1993 13-04-1989 31-03-1989 07-06-1989 22-05-1989 03-07-1990 31-10-1995 10-12-1991